

Rec'd PCT/PTO

RECEIVED
CENTRAL FAX CENTER

OCT 18 2005

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

KELLY L. RAMSEY

Type or print name of person signing certification

Signature Kelly L. Ramsey

10-18-05
Date**PATENT APPLICATION**
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Applicant: CHEN Zhaogen

Serial No.: 10/523147

Application Date: July 28, 2003

Group Art Unit: 1614

Examiner:

Conf No.: 6445

For: PIPERAZINE SUBSTITUTED ARYL BENZODIAZEPINES
Docket No.: X15515**RESPONSE TO NOTICE TO FILE MISSING PARTS**Commissioner for Patents
Mail Stop Missing Parts
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to a "Notice to File Missing Parts of Application" dated July 8, 2005, noting the absence of a declaration from the papers filed with the above-identified application.

Enclosed herewith are: 1) a copy of the Notice and 2) a Declaration required under 37 C.F.R. 1.497(a).

Please charge Deposit Account No. 05-0840 in the amount of \$130 for the surcharge required by §1.16(e). The Commissioner is hereby authorized to charge any

10/21/2005 ATRAN1 00000133 050840 10523147

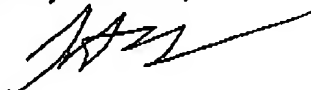
01 FC:1617 130.00 DA

BEST AVAILABLE COPY

X-15515

additional fees which may be required by this Response, or credit any overpayment, to Deposit Account No. 05-0840.

Respectfully submitted,



John A. Cleveland Jr.
Attorney/Agent for Applicant(s)
Registration No. 50,697
Phone: 317-276-0307

Eli Lilly and Company
Patent Division
P.O. Box 6288
Indianapolis, Indiana 46206-6288

Oct 18, 2005

BEST AVAILABLE COPY



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22311-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO 10/523,147	FIRST NAMED APPLICANT Thomas Daniel Aicher	ATTY DOCKET NO X-15515
--	---	--------------------------------------

INTERNATIONAL APPLICATION NO PCT/IB03/03583
--

1A FILING DATE 07/28/2003	PRIORITY DATE 08/05/2002
------------------------------	-----------------------------

25865
ELI LILLY AND COMPANY
PATENT DIVISION
P.O. BOX 6288
INDIANAPOLIS, IN 46208-6288

RECEIVED

JUL 15 2005

ELI LILLY & COMPANY, PATENT DEPT.

CONFIRMATION NO. 6445

371 FORMALITIES LETTER



0000000016472583

Date Mailed: 07/08/2005

Due 9-8-2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/24/2005
- Preliminary Amendments filed on 01/24/2005
- Information Disclosure Statements filed on 01/24/2005
- U.S. Basic National Fees filed on 01/24/2005
- Priority Documents filed on 01/24/2005
- Specification filed on 01/24/2005
- Claims filed on 01/24/2005

missing parts
The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.
- ~~\$130~~ Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$1130 for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

- The fee for submitting a specification and drawing containing more than 100 pages has not been paid in full. Applicant owes \$1000 for 183 pages in excess of 150 pages for a large entity.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHELBY J VIGIL

Telephone: (703) 308-9140 EXT 224

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO	INTERNATIONAL APPLICATION NO	ATTY DOCKET NO
10/523,147	PCT/IB03/03583	X-15515

FORM PCT/DO/EO/905 (371 Formalities Notice)

Lilly

Fax

**RECEIVED
CENTRAL FAX CENTER**

OCT 18 2005

Eli Lilly and Company
Lilly Corporate Center
Indianapolis, Indiana 46285
U.S.A.

Legal Department - Patent Division

To: Commissioner for Patents

Company: USPTO
Fax: (571)273-8300
Phone:
Date: October 18, 2005

From: John A. Cleveland
Fax: 317-276-5172
Phone: 317-276-0307
Total Pages: 11

Re: Applicants: Zhaogen Chen, et al.
Serial No. 10/523,147
Filing Date: July 28, 2003
For: Piperazine Substituted Aryl Benzodiazepines
Docket No.: X-15515 US

Privileged and Confidential Communication

If there are any transmittal problems please call: (317) 651-2733.

This facsimile message is intended only for the individual to whom it is addressed and may contain information that is privileged, confidential or exempt from disclosure under applicable law. If you have received this facsimile in error, please notify us immediately by telephone (collect), and return the original message to us at the above address via U.S. Postal Service.

Answers That Matter.

Best Available Copy